

**In The Matter Of:**  
*Utah Physicians For A Healthy Environment v.*  
*Diesel Power Gear*

Heather Pledger

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30(b)(6) of Diesel Power Gear  
August 4, 2017



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1 A. Looks like most of the parts that 4X4 sold.

2 Q. During what period of time?

3 A. Probably since it started in 2014, I'm  
4 thinking. I wasn't there when it started, so -- and it  
5 looks like all the vendors sell all the parts, maybe.

6 Q. There are no dates on this spreadsheet. Is  
7 that a element of information that's available on the  
8 underlying software that could be provided?

9 A. Possibly. This doesn't look like the one I  
10 sent -- it looks like they combined all the ones I sent.  
11 I know some of them had dates and some of them didn't, so  
12 there's possibly dates for some of these.

13 Q. On the first page -- I realize the print's  
14 awfully small --

15 A. Uh-huh (Affirmative).

16 Q. -- about three-quarters of the way down,  
17 there's a reference under Thunder Diesel for a Flo-Pro  
18 DSL Ford DPF delete pipe. Do you see that reference?

19 A. I think so. The 11 to 12 5-inch?

20 Q. Yes.

21 A. Yes.

22 Q. What's your understanding of that part? What  
23 is it?

24 A. It's an exhaust pipe that's taking out the DPF  
25 and it's 5 inches, for a Ford.

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1 Q. And what does "DPF" stand for?

2 A. I can't think of the words right now.

3 Q. Is it "diesel particulate filter"?

4 A. Yes.

5 Q. What do you understand the function of that  
6 part to be?

7 A. It's taking out one of the filters that is  
8 coming back from the engine exhaust, so -- I would think  
9 taking that part out would give you better air flow in  
10 the truck.

11 Q. Does it remove a pollution control device?

12 A. Yes.

13 Q. What is your understanding of its effect on the  
14 emissions from the vehicle once the delete pipe is used  
15 to replace the DPF?

16 A. Lets more exhaust go through it, so it would be  
17 putting more into the air.

18 Q. Turning to page 2 in that exhibit -- this one  
19 will be easier -- do you see the -- again, about three-  
20 quarters of the way down, there's a Premier site that has  
21 -- there's a lot of white in that --

22 A. Uh-huh (Affirmative).

23 Q. -- row. If you go down two more to another  
24 Premier part that states it's an EGR valve/cooler delete  
25 for a Dodge, would you explain what that part is, please?

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1 A. No. Usually the sales reps just call you.

2 Q. Do you understand why it would be deemed  
3 illegal?

4 A. Yeah.

5 Q. Why is that?

6 A. Because it's letting more emissions into the  
7 air.

8 Q. You can answer this question or not, okay? --

9 A. Uh-huh (Affirmative).

10 Q. -- do you agree with -- that it is or should be  
11 illegal?

12 MS. CONWAY: Objection. You don't have to  
13 answer that.

14 THE WITNESS: I don't want to answer that.

15 MR. ZARS: What's the basis of your objection?

16 MS. CONWAY: Relevance, asking for a legal  
17 conclusion.

18 MR. ZARS: But not a privilege?

19 MS. CONWAY: Why would -- no, not a privilege.

20 Q. (BY MR. ZARS) So you can answer.

21 MS. CONWAY: If you know.

22 THE WITNESS: I don't know.

23 Q. (BY MR. ZARS) You have no opinion?

24 A. No.

25 Q. Are you familiar with the air quality in Salt

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1 Lake City, in this area?

2 A. I know it's bad.

3 Q. And by "bad" -- what do you mean by "bad"?

4 A. It's not good air to breathe. There's a lot of  
5 gunk in it.

6 MR. ZARS: I want to take a break for a sec.  
7 So if we could go off, that would be great for now.  
8 Maybe ten minutes.

9 (Discussion off the record.)

10 (Recess taken, 9:09-9:28 a.m.)

11 Q. (BY MR. ZARS) Ms. Pledger, before the break,  
12 we had been talking about two exhibits -- [Exhibit-1](#) and  
13 [Exhibit-2](#). And because they're not -- they don't have a  
14 title on them, I'd appreciate it, if you would, in your  
15 writing, describe, as you have, for us what each  
16 spreadsheet covers and for what dates, to the best of  
17 your understanding. Would you do that for us, please?

18 A. Yeah. Just on the one I have?

19 Q. Yeah. Yes.

20 A. (The witness complied.)

21 Would you like me to do the same to [Exhibit-2](#)?

22 Q. Please. Yes. And then read them both to us,  
23 if you would, kindly.

24 A. (The witness complied.)

25 [Exhibit-1](#) is sales for 4X4 Anything from all